

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Philip Klipstein  
Serial No.: 10/561,729  
Filed: February 12, 2007  
For: DEPLETION-LESS PHOTODIODE WITH  
SUPPRESSED DARK CURRENT AND METHOD FOR  
PRODUCING THE SAME  
Examiner: Ingham, John C.  
Art Unit: 2814  
Confirmation No.: 8239

745 Fifth Avenue  
New York, NY 10151

**CERTIFICATE OF ELECTRONIC FILING**

Date of Transmission: January 6, 2009

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Valerie Gray

(Typed or printed name of person signing transmittal)

(Signature of person signing transmittal)

**REQUEST FOR ISSUANCE OF NEW OFFICE ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a request for withdrawal of the Office Action mailed in the above-identified  
application on December 31, 2008.


The aforementioned Office Action sets out an election of species requirement with  
respect to claims 33-60. However, in the Second Supplemental Preliminary Amendment filed

September 17, 2008, new claims 61-66 were added to this application, resulting in pending claims 33-66. Accordingly, the election of species requirement omits claims 61-66.

Therefore, the withdrawal of the December 31, 2008 Office Action and the issuance of a new Office Action that correctly identifies all the claims pending in this application are respectfully requested.

Respectfully submitted,

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